

Amendment No. 2 to SB1398

Watson
Signature of Sponsor

AMEND Senate Bill No. 1398

House Bill No. 1242*

by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 17, Part 4, is amended by adding the following new section:

39-17-456.

- (a) It is an offense to knowingly possess xylazine.
- (b) It is an offense to knowingly manufacture, deliver, or sell xylazine.
- (c) It is an offense to knowingly possess xylazine with intent to manufacture, deliver, or sell xylazine.
- (d) Notwithstanding subsections (a) - (c):
 - (1) It is not an offense to possess, manufacture, deliver, or sell xylazine in the course of legitimate veterinary practice; and
 - (2) It is not an offense to possess xylazine pursuant to a valid prescription from a licensed veterinarian;
- (e) As used in this section, "xylazine" means xylazine and any salt, sulfate, isomer, homologue, analog, or other preparation of xylazine, and any salt, sulfate, isomer, compound, derivative, precursor, homologue, analog, or other preparation thereof that is substantially chemically equivalent or identical to xylazine.
- (f) A violation of subsection (a) is a Class A misdemeanor; and
- (g) A violation of subsection (b) or (c) is a Class C felony.

SECTION 2. This act takes effect July 1, 2023, the public welfare requiring it.